



Bureau of Land Management
Lake Havasu Field Office
2610 Sweetwater Avenue
Lake Havasu City, AZ 86406



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|--|------------------------|-----------|-------------------------|------------------------|
| Categorical Exclusion Assignment, Review and Approval | | | NEPA Number: | CX-AZ-330-5-021 |
| | | | Date: | March 22, 2005 |
| | | | Sub-activity: | 1492 ER |
| | | | Case/Project No: | AZA 024559 |
| Name of Project: | Rural Telephone Paging | | Type: | Comm. Site ROW Renewal |
| Location (legal description) | T. 8 N., | R. 11 W., | Section: | 1, SE1/4 |
| Applicant (s): Mike Devine, Rural Telephone Paging | | | | |
| <u>Description of Proposed Action:</u> On April 23, 2001, a renewal application was received from Mike Devine, the facility owner/manager. Mr. Devine requested to renew the Communication (Comm.) Site Right-of-Way (ROW), for Rural Telephone Paging, AZA 024559. This ROW grant was originally granted on February 15, 1991, for a period of 10 years and expired on February 14, 2001. On December 14, 2004, a compliance inspection was conducted for the facility, which is located on Smith Peak Comm. Site, in T. 8 N., R. 11 W., Sec 1, SE1/4. The inspection found the facility to be used for the proper use, in good condition, and in compliance with the required ROW stipulations. However, the holder has not satisfactory met the requirements of the ROW grant terms and conditions regarding rental payment. I recommend that the Land Law Examiner issue the appropriate decisions to collect the past due rental and renew the ROW after the rent is current for a 5 year period. | | | | |

| Categorical Exclusion Reference 516 D, 6., Appendix 5.4, E. (9): | | (X) | BLM Categorical Exclusions List | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|-----|---|--|--|-----|----|-----|--|--|---|-----|---|--|---|-----|--|--|---|-----|---|--|---|-----|---|--|---|-----|--|--|---|-----|--|--|---|------|--|--|---|------|---|--|---|------|---|--|---|
| Renewals and assignments of leases, permits or rights-of-way where no additional rights are conveyed beyond those granted by the original authorizations. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <p>Department of the Interior 516 DM 2, Appendix 2 provides for a review of the following categorical exclusion criteria to determine if exceptions apply to this project:</p> <table border="1"> <thead> <tr> <th></th> <th></th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>2.1</td> <td>Have significant adverse effects on public health or safety.</td> <td></td> <td>X</td> </tr> <tr> <td>2.2</td> <td>Have adverse effects on such unique geographic characteristics as historic or cultural resources, park, recreation or refuge lands, wilderness areas, wild or scenic rivers, sole or principal drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks.</td> <td></td> <td>X</td> </tr> <tr> <td>2.3</td> <td>Have highly controversial environmental effects.</td> <td></td> <td>X</td> </tr> <tr> <td>2.4</td> <td>Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.</td> <td></td> <td>X</td> </tr> <tr> <td>2.5</td> <td>Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.</td> <td></td> <td>X</td> </tr> <tr> <td>2.6</td> <td>Be directly related to other actions with individually insignificant but cumulatively significant environmental effects.</td> <td></td> <td>X</td> </tr> <tr> <td>2.7</td> <td>Have adverse effects on properties listed or eligible for listing on the National Register of Historic Places.</td> <td></td> <td>X</td> </tr> <tr> <td>2.8.</td> <td>Have adverse effects on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have adverse effects on designated Critical Habitat for these species.</td> <td></td> <td>X</td> </tr> <tr> <td>2.9.</td> <td>Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act.</td> <td></td> <td>X</td> </tr> <tr> <td>2.10</td> <td>Threaten to violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment.</td> <td></td> <td>X</td> </tr> </tbody> </table> | | | | | | Yes | No | 2.1 | Have significant adverse effects on public health or safety. | | X | 2.2 | Have adverse effects on such unique geographic characteristics as historic or cultural resources, park, recreation or refuge lands, wilderness areas, wild or scenic rivers, sole or principal drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks. | | X | 2.3 | Have highly controversial environmental effects. | | X | 2.4 | Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. | | X | 2.5 | Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. | | X | 2.6 | Be directly related to other actions with individually insignificant but cumulatively significant environmental effects. | | X | 2.7 | Have adverse effects on properties listed or eligible for listing on the National Register of Historic Places. | | X | 2.8. | Have adverse effects on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have adverse effects on designated Critical Habitat for these species. | | X | 2.9. | Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act. | | X | 2.10 | Threaten to violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment. | | X |
| | | Yes | No | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.1 | Have significant adverse effects on public health or safety. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.2 | Have adverse effects on such unique geographic characteristics as historic or cultural resources, park, recreation or refuge lands, wilderness areas, wild or scenic rivers, sole or principal drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.3 | Have highly controversial environmental effects. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.4 | Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.5 | Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.6 | Be directly related to other actions with individually insignificant but cumulatively significant environmental effects. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.7 | Have adverse effects on properties listed or eligible for listing on the National Register of Historic Places. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| 2.9. | Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2.10 | Threaten to violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment. | | X | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <p><u>The proposed project conforms to the following BLM Land Use Plan:</u></p> <ul style="list-style-type: none"> Yuma District RMP approved in 1986 and as amended. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <p><u>Describe site specific consultation and coordination or affected interests:</u></p> <ul style="list-style-type: none"> N/A | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

| Technical Review: Critical Elements | May Be Affected | | If affected, mitigations assigned | Signature Name/Title | Date |
|--|----------------------------|-----------|--|---------------------------------|-------------|
| | Yes | No | | | |
| Air Quality | | | | | |
| | | | | <i>Specialist</i> | |
| Areas of Critical Environmental Concern | | | | | |
| | | | | <i>Jill Miller-Allert</i> | |
| Cultural Resources/ Paleontological Resources | | | | | |
| | | | | <i>Sarah C Murray</i> | |
| Environmental Justice | | | | | |
| | | | | <i>Specialist</i> | |
| Farm Lands (Prime or Unique) | | | | | |
| | | | | <i>Specialist</i> | |
| Floodplain | | | | | |
| | | | | <i>Specialist</i> | |
| Native American Religious Concerns | | | | | |
| | | | | <i>Sarah C Murray</i> | |
| Threatened or Endangered Species | | | | | |
| | | | | <i>Mark Howell</i> | |
| Wastes, Hazardous or Solid | | | | | |
| | | | | <i>Specialist</i> | |
| Water Quality, Drinking or Ground | | | | | |
| | | | | <i>Cory Bodman</i> | |
| Wetlands/Riparian Zones | | | | | |
| | | | | <i>Mark Howell</i> | |
| Wild and Scenic Rivers | | | | | |
| | | | | <i>Jill Miller-Allert</i> | |
| Wilderness | | | | | |
| | | | | <i>Jill Miller-Allert</i> | |
| Invasive & Non Native Weeds | | | | | |
| | | | | <i>Mark Howell</i> | |
| Lands/Realty | | | | | |
| | | | | <i>Maria Rosalez</i> | |
| Law Enforcement | | | | | |
| | | | | <i>Brian Pittman</i> | |
| Operations/Engineering Review | | | | | |
| | | | | <i>Mike Henderson</i> | |
| Recreation | | | | | |
| | | | | <i>Myron McCoy</i> | |
| Visual Resources Management | | | | | |
| | | | | <i>Myron McCoy</i> | |
| Soils/Minerals | | | | | |
| | | | | <i>Amanda Dodson</i> | |
| Wild Horses/ Burros | | | | | |
| | | | | <i>Cindy Barnes</i> | |
| Range | | | | | |
| | | | | <i>Cindy Barnes</i> | |
| Health & Safety | | | | | |
| | | | | <i>Bill Parry</i> | |

Review: *We have determined that the proposal is in accordance with the categorical exclusion criteria and that it would not involve any significant environmental effects. Therefore, it is categorically excluded from further environmental review.*

SIGNATURES:

| | | | |
|---------------------|---------------------|--------------|--|
| Prepared by: | | Date: | |
| | Project Lead | | |
| Review by: | | Date: | |
| | P&EC | | |
| Review by: | | Date: | |
| | Supervisor | | |

Decision: *Bureau of Land Management, Lake Havasu Field Office, has determined that this decision or action conforms to the land use plan, that none of the 10 exceptions apply, and that therefore neither an EA nor EIS is needed, The decision or action will be implemented subject to the stipulations attached to the authorizing document.*

| | | | |
|---------------------|--|--------------|--|
| Approved By: | | Date: | |
| | Field Manager, Lake Havasu Field Office | | |

Attachments:

- Stipulations
- Site Map
- Photos

Compliance and assignment of responsibility (Program or Employee):

- Lands & Minerals

Monitoring and assignment of responsibility: (Program or Employee):

- Lands & Minerals

Stipulations

1. The holder shall conduct all activities associated with the construction, operation, maintenance and termination of the right-of-way (ROW) within the authorized limits of the right-of-way.
2. The ROW may be terminated by the authorized official, after the holder is provided a written notice regarding the past due annual rental and is default for nonpayment of rental which continued for 30 days after the written notice was issued.
3. The holder will remove trash, rubbish, and other construction debris shall be removed from the site and disposed of at a designated sanitary landfill, and the grounds shall be maintained in a neat and orderly manner at all times.
4. The holder shall maintain the facilities constructed on the lands in a satisfactory condition.
5. The holder shall give notice to the Bureau of Land Management of any anticipated changes in the Plan of Development and Management, and construction timetables, and shall obtain approval from the Bureau of Land Management prior to institution of any change.
6. The holder shall use a color on the building complex that will blend into the surrounding landscape and thereby reduce the impact upon the visual resources.
7. Any cultural (historic/prehistoric site or object) and/or paleontological resource (fossil remains of plants or animals) discovered during the proposed action shall immediately be reported to the Field Manager or his designee. All operations in the immediate area of the discovery shall be suspended until written authorization to proceed is issued. An evaluation of the discovery shall be made by a qualified archaeologist or paleontologist to determine appropriate actions to prevent the loss of significant cultural or scientifically important paleontological values.
8. Care shall be taken not to disturb or destroy Desert Tortoises or their burrows. Handling, collecting, damaging, or destroying Desert Tortoises is prohibited by Arizona State Law. Any sightings of Desert Tortoise should be immediately reported to the Lake Havasu Field Office, Wildlife Biologist at (928) 505 1200.
9. If a Desert Tortoise is endangered by any activity, that activity should cease until the Desert Tortoise moves out of harm's way on its own accord. A certified/qualified handler must only handle a Desert Tortoise that needs to be handled to prevent injury or death.